

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of

Applicants : Kashani
Serial No. : 10/014,834
Filed : December 11, 2001
Title : Active Feedback-Controlled Silencer
Docket : KAS 0001 IA
Examiner : Chau, Corey P.
Art Unit : 2644
Conf. No. : 4780

EFS Web Electronic Submission
June 28, 2006

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

ELECTION

This paper is being filed in response to the Office Action of June 16, 2006. Applicant hereby elects, with traverse, the species of Embodiment 1. Claims 1-3, 6-21, and 25 read on the elected species.

The present election is made with traverse because, as is noted in MPEP 808, every requirement to restrict has two aspects: (i) the reasons why each invention is either independent or distinct from the other; and (ii) the reasons why there would be a serious burden on the examiner if restriction is not required. In the present context, applicant submits that examination of claims directed to both species identified in the Office Action would not present a serious burden on the examiner because claims directed to both species have already been searched and subject to substantive examination. See, for example, the Office Action of December 15, 2005. Accordingly substantive examination of all of the pending claims appears to be in order.

Applicants respectfully submit that the present application is in condition for allowance. The Examiner is encouraged to contact the undersigned to resolve efficiently any formal matters or to discuss any aspects of the application or of this response. Otherwise, early notification of allowable subject matter is respectfully solicited.

Serial No. - 10/014,834

Art Unit - 2644

Respectfully submitted,

DINSMORE & SHOHL L.L.P.

By / James E. Beyer /
James E. Beyer, Esq.
Registration No. 39,564

One Dayton Centre
One South Main Street, Suite 1300
Dayton, Ohio 45402-2023
Telephone: (937) 449-6400
Facsimile: (937) 449-6405
e-mail: james.beyer@dinslaw.com